

Amendment No. 1 to SB2414

Crowe  
Signature of Sponsor

**AMEND Senate Bill No. 2414\***

**House Bill No. 2574**

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following as a new section:

63-1-151.

(a)

(1) Notwithstanding any other provision of this chapter or of chapters 3, 5, 6, 7, 8, 9, 10 or 19 of this title, when a practitioner licensed under any of such chapters is under state or federal indictment in this state for an offense involving the sale or dispensing of controlled substances under state or federal law, the practitioner shall report the indictment to the practitioner's licensing board within three (3) business days of receiving of the indictment. Failure to comply with this subsection shall constitute a violation of the practitioner's relevant practice act and shall subject the practitioner to discipline or sanction under that act, including but not limited to suspension or revocation of the practitioner's license.

(2) A district attorney general and appropriate attorneys for the federal government are strongly encouraged to promptly notify a practitioner's licensing board when a practitioner covered under subdivision (a)(1) is indicted in this state for an offense involving the sale or dispensing of controlled substances under state or federal law.

(b) On receiving notice or learning of the indictment, in order to protect the public health and welfare, the practitioner's licensing board shall hold an expedited emergency hearing within ten (10) days to determine whether discipline or sanction is appropriate under the practitioner's relevant practice act for any underlying alleged conduct in the

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indictment involving a controlled substance. The board may conduct any necessary hearing by telephonic or other means otherwise authorized by law.

(c) Any board licensing practitioners with authority to prescribe or dispense controlled substances in this state under chapters 3, 5, 6, 7, 8, 9, 10 or 19 of this title shall at the time of initial licensure and annually thereafter shall inform its licensees of the requirements of this section.

(d) For the purposes of this section, " controlled substances" means substances regulated under title 39, chapter 17, part 4, or title 53, chapters 10 and 11, or the federal Controlled Substances Act, 21 U.S.C. § 801, et seq., as controlled substances.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.